



International Tribunal for the
Prosecution of Persons Responsible for
Serious Violations of International
Humanitarian Law Committed in the
Territory of the Former Yugoslavia
since 1991

Case No.: IT-04-74-T
Date: 6 October 2010
Original: ENGLISH
French

IN TRIAL CHAMBER III

Before: Judge Jean-Claude Antonetti, presiding
Judge Árpád Prandler
Judge Stefan Trechsel
Reserve Judge Antoine Kesia-Mbe Mindua

Registrar: Mr John Hocking

Decision of: 6 October 2010

THE PROSECUTOR

v.

**Jadranko PRLIĆ
Bruno STOJIĆ
Slobodan PRALJAK
Milivoj PETKOVIĆ
Valentin ĆORIĆ
Berislav PUŠIĆ**

PUBLIC DOCUMENT

**DECISION ON PROSECUTION'S MOTION TO ADMIT SECOND PAGE OF
EXHIBIT IC 01155**

The Office of the Prosecutor:

Mr Kenneth Scott
Mr Douglas Stringer

Counsel for the Accused:

Mr Michael Karnavas and Ms Suzana Tomanović for Jadranko Prlić
Ms Senka Nožica and Mr Karim A. A. Khan for Bruno Stojić
Mr Božidar Kovačić and Ms Nika Pinter for Slobodan Praljak
Ms Vesna Alaburić and Mr Nicholas Stewart for Milivoj Petković
Ms Dijana Tomašegović-Tomić and Mr Dražen Plavec for Valentin Ćorić
Mr Fahrudin Ibrišimović and Mr Roger Sahota for Berislav Pušić

TRIAL CHAMBER III (“Chamber”) of the International Tribunal for the Prosecution of Persons Responsible for Serious Violations of International Humanitarian Law Committed in the Territory of the Former Yugoslavia since 1991 (“Tribunal”),

SEIZED of the “Prosecution’s Motion to Admit Second Page of Exhibit IC 01155 as Presented through the Cross-Examination of Accused Petković Defence Witness Božo Perić” filed publicly by the Office of the Prosecutor (“Prosecution”) on 23 August 2010, with a public Annex containing document IC 01155 (“Motion”), and in which the Prosecution requests that the Chamber upload onto the e-Court system the second page of document IC 01155 admitted by the Chamber on 10 February 2010 following the testimony of Witness Božo Perić (“Witness Perić”),¹

NOTING the “Prosecution Filing of 'IC List' of Exhibits Tendered for Admission in Connection with the Witness Božo Perić” filed publicly by the Prosecution on 14 December 2009 (“Motion of 14 December 2009”), in which the Prosecution seeks, notably, the admission of Exhibit IC 01155 which consists of “map of Mostar region, specifically depicting donkey trail to Jablanica and accompany depiction of specific parts of the trail”,

NOTING the “Order to Admit Evidence Regarding Witness Božo Perić” rendered publicly by the Chamber on 10 February 2010, with a public Annex (“Order”), in which the Chamber admitted into evidence document IC 01155,²

CONSIDERING that in the Motion, the Prosecution argues that during the cross-examination on 9 December 2009, Witness Perić commented on and annotated document P 11145 containing two pages, namely the map of the donkey trail and the accompanying written description, a document to which the court deputy assigned number IC 01155;³ that admission was sought for the document bearing number IC 01155 by the Prosecution on 14 December 2009⁴ and admitted by the Chamber in the Order with the same number, IC 01155,⁵

¹ Motion, paras 2 and 8.

² See Annex attached to the Order.

³ Božo Perić, French transcript, p. 47994.

⁴ Motion of 14 December 2009.

⁵ Motion, para. 1.

CONSIDERING that the Prosecution maintains that an error made its way into the e-Court system with respect to Exhibit IC 01155 admitted by the Chamber, containing solely one page which corresponds only to the map and not to the written description,⁶ and therefore requests that the Chamber also include the description in Exhibit IC 01115,

CONSIDERING that the Chamber now finds that an error did indeed occur during the uploading of Exhibit IC 01155 onto the e-Court system, which was supposed to consist not only of the map annotated by Witness Perić, but also of the description that Witness Perić presented and commented on during his testimony,

CONSIDERING, consequently, that it is necessary to confirm that in its Order, the Chamber admitted Exhibit IC 01155 in its entirety, which was composed not only of the map but also the description, as appearing in Exhibit P 11145,

CONSIDERING that it is up to the Registry to upload Exhibit IC 01115 composed of the map and its description onto the e-Court system once more.

FOR THE FOREGOING REASONS,

PURSUANT TO Rule 54 of the Rules of Procedure and Evidence,

GRANTS the Motion,

AND

ORDERS the Registry to upload the Exhibit bearing number IC 01155, composed of two pages, namely the map and the description, onto the e-Court system once more.

Done in English and in French, the French version being authoritative.

/signed/

Jean-Claude Antonetti
Presiding Judge

⁶ Motion, para. 2.

Done this sixth day of October 2010
At The Hague
The Netherlands

[Seal of the Tribunal]